particularly its crimping groove (31) and the upper peripheral rim of the opening of the container.

9. (Amended) Device for extracting a straw adapted to implement the method according to claim 6, characterized in that the retention arm (8) includes an actuation arm (18) adapted to be actuated and displaced by the cap (5) during the opening of the can.

10. (Amended) Device for extracting a straw adapted to implement the method according to claim 6, characterized in that the elastic linkage of the retention arm (8) with the peripheral ring (9) is obtained by the succession of two elastically deformable zones: a first deformation zone (16) enabling the retention arm (8) to displace in horizontal pivoting about a vertical pivoting axis (XX'), and a second deformation zone (17), distinct from the first deformation zone (15), enabling the arm (8) to displace in vertical pivoting about a horizontal pivoting axis (YY').

Remarks

Entry of this amendment is respectfully requested prior to examination of the application and calculation of filing fees. This Amendment is being filed in order to submit an Abstract of the Disclosure on a separate page and to remove multiple claim dependencies.

The Commissioner is hereby authorized to refund excess fees and charge any fees necessary for the consideration of this preliminary amendment to Deposit Account No. 19-0089.

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Should the Examiner have any further comments or questions, the Examiner is invited to contact the undersigned at the below-listed telephone number.

Respectfully submitted,
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Enclosures: Appendix 1
Appendix 2

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APPENDIX 1

--ABSTRACT OF THE DISCLOSURE

Method of positioning, in a can including a container (3) closed by a cover (14), a device for automatically extracting a straw (2), of the type including a straw-supporting member constituted by an elastically deformable retention arm (8) adapted to be tensioned by elastic deformation, the arm including a retention tube (10) for the straw, characterized in that it comprises tensioning of the arm (8) by the direct or indirect effect of the cover during the coupling of the cover (14) to the device.--

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APPENDIX 2

CLAIMS

4. (Amended) Method according to [any of the preceding claims] claim 1, characterized in that it consists of tensioning the retention arm (8) by the effect of the cover on a projection (11) affixed to the arm.

5. (Amended) Method according to [one of claims 1-3] claim 1, characterized in that it consists of tensioning the retention arm (8) by the effect of the cover on the straw (2) retained by the arm.

6. (Amended) Device for extracting a straw adapted to implement the method according to [any of the preceding claims] claim 1, characterized in that it comprises a straw-supporting member (7) constituted by an elastically deformable retention arm (8), one of the ends of which is connected to a peripheral ring or annular ring (9), whereas the free end of the arm (8) includes means (10) for retaining the straw.

7. (Amended) Device for extracting a straw adapted to implement the method according to [the previous] claim 6, characterized in that the means (10) for retaining the straw are constituted by a retaining tube portion (10).

8. (Amended) Device for extracting a straw adapted to implement the method according to [one of claims 6 or 7] claim 6, characterized in that it is advantageously obtained in a single piece made of injected plastic material, whereas the annular ring (9) includes a succession of deformable lips (15) that are peripherally sandwiched during the crimping of the can between the cover (14), and more particularly its crimping groove (31) and the upper peripheral rim of the opening of the container.

9. (Amended) Device for extracting a straw adapted to implement the method according to [one of claims 6-8] claim 6, characterized in that the retention arm (8) includes an actuation arm (18) adapted to be actuated and displaced by the cap (5) during the opening of the can.

10. (Amended) Device for extracting a straw adapted to implement the method according to [any of claims 6-9] claim 6, characterized in that the elastic linkage of the retention arm (8) with the peripheral ring (9) is obtained by the succession of two elastically deformable zones: a first deformation zone (16) enabling the retention arm (8) to displace in horizontal pivoting about a vertical pivoting axis (XX'), and a second deformation zone (17), distinct from the first deformation zone (15), enabling the arm (8) to displace in vertical pivoting about a horizontal pivoting axis (YY').